

NOV 21 2003
PATENT & TRADEMARK

PATENT APPLICATION

FREE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER

Attorney's Docket No:
0317-US

Serial No. 09/763,498	Filing Date May 15, 2001	Examiner F. Hamud	Group Art Unit 1647
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In Re Application of
John E. Sims and Dirk E. Smith

For
HUMAN IL-1 EPSILON DNA AND POLYPEPTIDES

TO THE COMMISSIONER FOR PATENTS:

- ☐ Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):
- ☐ One month of original due date (\$110.00)
 - ☐ Two months of original due date (\$410.00)
 - ☐ Three months of original due date (\$930.00)
 - ☐ Four months of original due date (\$1,450.00)
 - ☐ Five months of original due date (\$1,970.00)
- ☐ A response in connection with the matter for which this extension is requested:
- ☐ is filed herewith.
 - ☐ has been filed.
 - ☐ The response is the filing of a continuing prosecution application, the prior application having an express abandonment conditioned on the granting of a filing date to the continuing application.
- ☒ The accompanying papers include amended claims for which no additional fee is required.
- ☐ The accompanying papers include amended claims the fee for which has been calculated as follows:

CLAIMS AS AMENDED

(1)	(2) Claims remaining After amendment	(3)	(4) Highest number Previously paid for	(5) No. of Extra claims present	(6) Rate	(7) Additional Fee
Total Claims	28	Minus	**32 =	0	x \$18	= \$ 0.00
Indep. Claims	13	Minus	***15 =	0	x \$84	= 0.00
<input type="checkbox"/> First Appearance of a multiple dependent claim					+ \$280	= 0.00
Total Additional Fee for this Amendment						\$0.00

- * If the entry in column 2 is less than the entry in column 4, write "0" in column 5.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col 1. of a prior amendment or the number of claims originally filed.

☐ The following other fees are incurred by the accompanying papers.

☐ Other: _____

Please charge Deposit Account No. 09-0089 in the name of Immunex Corporation in the amount of \$ _____. A duplicate copy of this petition is attached.

- ☒ If an additional extension of time is required, please consider this a request therefore.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 09-0089.

Please Send Future Correspondence To:

Immunex Corporation/PAP
Law Department
51 University Street
Seattle, Washington 98101
(206) 587-0430



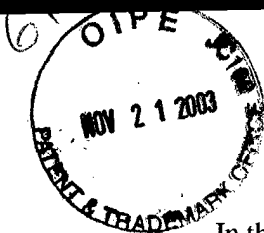
Patricia Anne Perkins
Agent for Applicants
Registration No.: 34,693
Phone: (206) 265-4782
Date: November 18, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

November 18, 2003
Date


Elizabeth M. McCarthy



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: John E. Sims and Dirk E. Smith

Docket No.: 0317-US

Serial No.: 09/763,498

Group Art Unit: 1647

Filing Date: May 15, 2001

Examiner: F. Hamud

For: Human IL-1 epsilon DNA and Polypeptides

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TECH CENTER 1800/2300

RESPONSE TO OFFICE ACTION AND AMENDMENT C

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to an Office Action having a mailing date August 26, 2003, Paper number 17, which Action was made Final, Applicants request that the claims be amended as described, and reconsidered. Applicants thank the Examiner for the opportunity to discuss amendments to the claims that would place them in better form for allowance or appeal on September 11, 2003.

- **Amendment to the Specification:** none.
- **Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.
- **Amendments to the Drawings:** none
- **Remarks/Arguments** begin on page 7 of this paper.
- **Conclusions** begin on page 9 of this paper.

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Signed: Elizabeth M. McCarthy
Elizabeth M. McCarthy

Date: September 18, 2003